

## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.usplo.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/821,305	04/09/2004	Evan Glasberg	G2006-700019	1119
37462	7590 09/14/2005		EXAMINER	
LOWRIE, LANDO & ANASTASI			DAVIS, CASSANDRA HOPE	
RIVERFRONT OFFICE ONE MAIN STREET, ELEVENTH FLOOR		LOOR	ART UNIT	PAPER NUMBER
CAMBRIDGE, MA 02142			3611	- 10 - 21 - 21

DATE MAILED: 09/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Abandonment    10/821,305		Application No.	Applicant(s)	_
Examiner  Cassandra Davis  - The MAILING DATE of this communication appears on the cover sheet with the correspondence address—  This applicant's failure to timely file a proper reply to the Office letter mailed on 23 February 2005.  (a)   A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on (received on but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed voltoce of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).  (c)   A reply was received on but it does not constitute a proper reply, or a bona filed attempt at a proper reply, to the non-final rejection. Sea 37 CFR 1.35(a) and 1.111. (See explanation in box 7 below).  (d) \[ \int \text{ No reply has been received.} \]  2.   Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a)   The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b)   The submitted fee of \$ is insufficient. A balance of \$ is due.  The issue fee and publication fee, if applicable, has not been received.  3.   Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a)   Proposed corrected drawings were received on (with a Certificate of Mailing or Tran	Nation of Abandanmant	10/821,305	GLASBERG, EVAN	
The MAILING DATE of this communication appears on the cover sheet with the correspondence address—  This application is abandoned in view of:  1. ☑ Applicant's failure to timely file a proper reply to the Office letter mailed on 23 February 2005.  (a) ☐ A reply was received on	Notice of Abandonment			_
The MAILING DATE of this communication appears on the cover sheet with the correspondence address—  This application is abandoned in view of:  1. ☑ Applicant's failure to timely file a proper reply to the Office letter mailed on 23 February 2005.  (a) ☐ A reply was received on		Cassandra Davis	3611	
1. Applicant's failure to timely file a proper reply to the Office letter mailed on 23 February 2005.  (a)   A reply was received on	The MAILING DATE of this communication			
<ul> <li>(a) A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on, which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on, (A proper reply under 37 CFR 1.113 to a final rejection consists only of. (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).</li> <li>(c) A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the nonfinal rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).</li> <li>(d) ☑ No reply has been received.</li> <li>2 Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).</li> <li>(a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).</li> <li>(b) The issue fee required by 37 CFR 1.18 is \$ to the publication fee, if required by 37 CFR 1.18(d), is \$ to the issue fee and publication fee, if applicable, has not been received.</li> <li>(b) The issue fee required by 37 CFR 1.18 is \$ to the publication fee, if required by 37 CFR 1.18(d), is \$ to the issue fee and publication fee, if application fee, if applicatio</li></ul>	This application is abandoned in view of:			
<ul> <li>(a) A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on, which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on, (A proper reply under 37 CFR 1.113 to a final rejection consists only of. (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).</li> <li>(c) A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the nonfinal rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).</li> <li>(d) ☑ No reply has been received.</li> <li>2 Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).</li> <li>(a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).</li> <li>(b) The issue fee required by 37 CFR 1.18 is \$ to the publication fee, if required by 37 CFR 1.18(d), is \$ to the issue fee and publication fee, if applicable, has not been received.</li> <li>(b) The issue fee required by 37 CFR 1.18 is \$ to the publication fee, if required by 37 CFR 1.18(d), is \$ to the issue fee and publication fee, if application fee, if applicatio</li></ul>	1 🔀 Applicant's failure to timely file a proper reply to the (	Office letter mailed on 23 Februar	v. 2005	
(b) ☐ A proposed reply was received on, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  (A proper reply under 37 CFR 1.1315 a failar ejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).  (c) ☐ A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.55(a) and 1.111. (See explanation in box 7 below).  (d) ☒ No reply has been received.  2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) ☐ The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) ☐ The submitted fee of \$ is insufficient. A balance of \$ is due.  The issue fee and publication fee, if applicable, has not been received.  3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) ☐ Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) ☐ No corrected drawings have been received.  4. ☐ The letter of express abandonment which is signed by the attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  5. ☐ The letter of express abandonment which is signed by the attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon	(a) A reply was received on (with a Certificate	of Mailing or Transmission dated	), which is after the expiration of the	
application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).  (c)				
final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).  (d) ⊠ No reply has been received.  2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) ☐ The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) ☐ The submitted fee of \$ is insufficient. A balance of \$ is due.	application in condition for allowance; (2) a timely	filed Notice of Appeal (with appe		
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) The issue fee and publication fee, if applicable, was received on			fide attempt at a proper reply, to the non-	
from the mailing date of the Notice of Allowance (PTOL-85).  (a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) The submitted fee of \$ is insufficient. A balance of \$ is due.  The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$  (c) The issue fee and publication fee, if applicable, has not been received.  3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:	(d) 🛛 No reply has been received.			
	from the mailing date of the Notice of Allowance (PT	OL-85).	•	
The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$  (c) \[ \] The issue fee and publication fee, if applicable, has not been received.  3. \[ \] Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) \[ \] Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) \[ \] No corrected drawings have been received.  4. \[ \] The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. \[ \] The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. \[ \] The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. \[ \] The reason(s) below:	), which is after the expiration of the statuto			
(c) The issue fee and publication fee, if applicable, has not been received.  3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:	(b) The submitted fee of \$ is insufficient. A ba	lance of \$ is due.		
Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:	The issue fee required by 37 CFR 1.18 is \$	The publication fee, if require	d by 37 CFR 1.18(d), is \$	
Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:	(c) The issue fee and publication fee, if applicable, h	as not been received.		
after the expiration of the period for reply.  (b) No corrected drawings have been received.  The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filling of a continuing application.  The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  The reason(s) below:		required by, and within the three	month period set in, the Notice of	
1. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:		(with a Certificate of Mailing	or Transmission dated), which is	
the applicants.  The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  The reason(s) below:	(b) \( \sum \) No corrected drawings have been received.			
1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:	•	by the attorney or agent of record,	the assignee of the entire interest, or all of	
of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Cassandra Davis		by an attorney or agent (acting in	a representative capacity under 37 CFR	
Cassandra Davis			because the period for seeking court review	,
Cassandra Davis Primary Examiner	7. The reason(s) below:			
Cassandra Davis Primary Examiner				
Cassandra Davis Primary Examiner			$\rho$	
			Cassandra Davis Primary Examiner	

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

U.S. Patent and Trademark Office
PTOL-1432 (Rev. 04-01)

Notice of Abandonment

Part of Paper No. 2

